



I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP: ISSUE FEE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY: Jaku Kojima

DATE: October 28, 2004

PATENT
BOX ISSUE FEE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Patent Application of	:	
	Futoshi Tanigawa et al.	:	
Conf. No.:	1498	:	Group Art Unit 1745
		:	
Appln. No.:	09/752,375	:	Allowed: August 27, 2004
		:	
Filed:	December 29, 2000	:	
		:	
For:	PASTE TYPE POSITVE	:	Attorney Docket No.
	ELECTRODE FOR ALKALINE	:	No. 10059-365US
	STORAGE BATTERY, AND	:	(P23917-01)
	NICKEL-METAL HYDRIDE	:	
	STORAGE BATTERY	:	

TRANSMITTAL LETTER

Although it is Applicants' opinion that the claims filed by way of amendment are substantially embraced in the statement of invention or in the claims originally filed, Applicant's herewith file a Supplemental Declaration for precautionary purposes under 37 CFR 1.67.

Respectfully submitted,

FUTOSHI TANIGAWA ET AL.

October 28, 2004

Date

By: William W. Schwarze

WILLIAM W. SCHWARZE

Registration No. 25,918

AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.

One Commerce Square

2005 Market Street - Suite 2200

Philadelphia, PA 19103

Telephone: (215) 965-1200

Direct Dial: (215) 965-1270

Facsimile: (215) 965-1210

E-Mail: wschwarze@akingump.com

WWS/TMF
Enclosure